



8-11-06 DAC
Attorney's Docket No.: 17075-004008 / 0103H IFW

UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Mark E. Deem, et al.

Art Unit : 3743

Serial No. : 10/630,473

Examiner : Aaron J. Lewis

Filed : July 29, 2003

Conf. No. : 9190

Notice of Allowance Date: June 19, 2006

Title : METHODS AND DEVICES FOR USE IN PERFORMING PULMONARY PROCEDURES

Mail Stop Issue Fee

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Dear Sir:

Transmitted herewith are an Issue Fee Transmittal Form PTOL-85 (1 page), a Letter regarding Patent Term Adjustment pursuant to Comment 43 of the Final Rule and a return postcard for filing in connection with the above-identified application. The Issue Fee in the amount of \$1015.00 which includes the Issue Fee, publication fee, and the fee for 5 advanced copies was previously paid on March 1, 2006. Applicant requests that the previously paid Issue Fee be re-applied in connection with the above-identified application.

Please apply any additional charges or credits to our Deposit Account No. 06-1050.

Respectfully submitted,


Fred C. Hernandez
Reg. No. 41,832

PTO Customer. No.: 20985

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CERTIFICATE OF MAILING BY EXPRESS MAIL

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September 8, 2006

Date of Deposit



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MAIL STOP ISSUE FEE / PETITIONS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**LETTER REGARDING PATENT TERM ADJUSTMENT PURSUANT TO
COMMENT 43 OF THE FINAL RULE**

Dear Sir:

On the basis of good faith and candor, Applicant would like to bring your attention to the Patent Term Adjustment (PTA) calculations determined at the time of allowance per the second *Notice of Allowance and Determination of Patent Term Adjustment*, mailed June 19, 2006.

Please review these calculations as it pertains to the Office's withdrawal of issuance, after payment of *Issue Fee*, and the subsequent mailing of *Interview Summary* and second *Notice of Allowance*.

The *Issue Fee Transmittal* along with the authorization to apply the previously paid fee for the above-referenced application is also being filed on this date, September 8, 2006.

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The Applicant believes that no fee is due at this time, however, should it be determined that a fee for filing this paper is required, the Commissioner is authorized to apply any charges, or to credit any overpayments to Deposit Account No. 06-1050.

Respectfully submitted,

Date: 09/08/2006



Fred C. Hernandez
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